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IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH

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UNITED STATES OF AMERICA,

Plaintiff,

vs.

JAMES WOLFGRAMM,

Defendant.

Case No. 2:22-CR-00002

FIRST NOTICE OF COMPLIANCE AND  
REQUEST FOR RECIPROCAL  
DISCOVERY  
(SUPERVISED RELEASE VIOLATION)

Judge Howard C. Nielson, Jr.

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The United States of America, by and through the undersigned, hereby files its first notice of compliance (supervised release violation) with its discovery obligations in this case and request for reciprocal discovery from the defendant.

The United States gives notice that the following is being or has been provided to counsel for the defendant:

Description	Bates Numbers
	See attached discovery index

Pursuant to Rule 12(b)(4)(A) of the Federal Rules of Criminal Procedure, the United States notified the defense that at trial, the United States may seek to use all physical evidence, statements made by the defendant and others, police reports, phone records, electronic evidence

(including body camera footage), documents, and photographs obtained during the investigation. The United States reserves the right to introduce in its case-in-chief all tangible objects, physical, documentary, and electronic evidence, and all other evidence provided, made available, or identified in discovery.

As additional discoverable material becomes available, such material will be provided within a reasonable time. Throughout this case, the United States will provide material discoverable under Rules 16 and 26.2 of the Federal Rules of Criminal Procedure and the Jencks Act without requiring the defendant to make a specific request for such material. Upon the request of the defendant, the United States will permit and facilitate the defendant's own inspection, copying or photographing of those items described/defined in Rule 16(a)(1)(E).

The United States also hereby requests disclosure of evidence by the defendant (also known as reciprocal discovery) pursuant to Rule 16(b) of the Federal Rules of Criminal Procedure and DUCrimR 16-1(c). By providing Rule 16 discovery without requiring a specific request from the defense, the United States invokes a reciprocal obligation on the defendant under DUCrimR 16-1(c), which states that the defendant must allow the government to inspect and to copy the following, as further defined in Rule 16 of the Federal Rules of Criminal Procedure:

- a. Documents and tangible objects the defendant intends to introduce as evidence at trial;
- b. Reports of examinations and tests the defendant intends to introduce at trial or that were prepared by a witness whom the defendant intends to call at trial; and

- c. A written summary of the testimony of any expert the defendant intends to use a trial under Federal Rules of Evidence 702, 703 and 705.

The United States requests that the defendant provide to the government at a reasonable time before trial, but no later than five working days before trial, copies of the material referenced in this paragraph. Further, the United States requests continuing compliance with the reciprocal discovery following the initial disclosure.

The United States also hereby requests all written and recorded statements by any witness other than the defendant whom the defendant intends to call at trial or a hearing covered by the Jencks Act or Rule 26.2 of the Federal Rules of Criminal Procedure.

DATED this 8<sup>th</sup> day of January, 2024.

TRINA A. HIGGINS  
United States Attorney

/s/ Stewart M. Young  
Stewart M. Young  
Assistant United States Attorney

## **CERTIFICATE OF SERVICE**

I certify that on this 8th day of January, 2024, the First CERTIFICATE OF COMPLIANCE AND REQUEST FOR RECIPROCAL DISCOVERY (SUPERVISED RELEASE VIOLATION) was filed electronically to the District Court, and caused to be made available for download from USAfx, to the following:

KATHRYN NESTER  
Nester Lewis, PLLC  
40 South 600 East  
Salt Lake City, Utah 84102

/s/ Jessika Clayton  
JESSIKA CLAYTON  
Legal Administrative Specialist

## U.S. v. JAMES WOLFGRAMM (SRV)

CATEGORY	FOLDER NAME	DESCRIPTION	BATES BEGIN	BATES END	RELATED CERT	SOURCE	NOC
<b>Reports</b>							
	Police Report	Spanish Fork Police Report - Assault dated 12/10/2023	RPT-PR-SFP-00001			Agent	NOC1SRV
<b>Photos</b>							
	Photos of Assault	Photos of Assault on Deputy Constable K. Liddiard	PH-POA-KL-00001	PH-POA-KL-00004		Agent	NOC1SRV
<b>Videos</b>							
	Bodycam Footage	Bodycam Footage #1	VID-BCF-00001	VID-BCF-00001		Agent	NOC1SRV
		Bodycam Footage #2	VID-BCF-00002	VID-BCF-00002		Agent	NOC1SRV
		Bodycam Footage #3	VID-BCF-00003	VID-BCF-00003		Agent	NOC1SRV
		Bodycam Footage #4	VID-BCF-00004	VID-BCF-00004		Agent	NOC1SRV
		Bodycam Footage #5	VID-BCF-00005	VID-BCF-00005		Agent	NOC1SRV
		Bodycam Footage #6	VID-BCF-00006	VID-BCF-00006		Agent	NOC1SRV